

SERVICE DATE – APRIL 10, 2006

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. 42084

CF INDUSTRIES INC v. KANEB PIPE LINE PARTNERS, L.P.
AND KANEB PIPE LINE OPERATING PARTNERSHIP, L.P.

Decided: April 7, 2006

In a decision served on August 12, 2004, in this rate complaint case, the Board directed Kaneb Pipe Line Partners, L.P. and Kaneb Pipe Line Operating Partnership, L.P. (collectively, Kaneb) to stop charging rates to CF Industries, Inc. for the pipeline transportation of anhydrous ammonia in excess of those prescribed in CF Industries Inc. v. Koch Pipeline Company, L.P., STB Docket No. 41685 (STB served May 9, 2000), aff'd sub nom. CF Industries, Inc. v. STB, 255 F.3d 816 (D.C. Cir. 2001, and to pay reparations. The Board also asked for additional evidence on certain issues.

On October 13, 2004, the Board granted a petition filed by Dyno Nobel Inc. (Dyno) to intervene in this proceeding. At that time, Dyno also had a complaint against Kaneb pending before the Board, Dyno Nobel Inc. v. Kaneb Pipe Line Partners, L.P., STB Docket No. 42081. Subsequently, at Dyno's request, the Board dismissed that complaint, with prejudice. That decision was issued on March 29, 2006.

Now, in a motion filed on April 6, 2006, Dyno asks that the Board allow it to withdraw and terminate its status as a party in the instant proceeding. Dyno states that, because it has settled its dispute with Kaneb, it no longer has a stake in this proceeding.

Dyno's motion is reasonable and will be granted. Accordingly, Dyno will no longer be a party to this proceeding, and the remaining parties do not need to serve copies of pleadings on it.

It is ordered:

1. Dyno's motion to withdraw from STB Docket No. 42084 is granted.
2. The remaining parties no longer need to serve Dyno with pleadings submitted in this proceeding.

3. This decision is effective on its date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary